

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF PENNSYLVANIA
Johnstown DIVISION**

In re:		
16509 LINCOLN HIGHWAY LLC	§	Case No. 19-70321-JAD
Debtor(s)	§	Chapter 7
	§	
Eric E. Bononi, Trustee	§	
Movant	§	
	§	
v.	§	
No Respondents	§	

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

Eric Bononi, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: <u>\$97,441.37</u> <i>(without deducting any secured claims)</i>	Assets Exempt: <u>N/A</u>
Total Distributions to Claimants: <u>\$1,641,033.00</u>	Claims Discharged Without Payment: <u>N/A</u>
Total Expenses of Administration: <u>\$19,950.75</u>	

3) Total gross receipts of \$1,660,983.75 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$1,660,983.75 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$1,406,000.00	\$1,805,999.80	\$1,640,534.00	\$1,640,534.00
PRIORITY CLAIMS:				
CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	\$0.00	\$34,462.67	\$19,950.75	\$19,950.75
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	\$0.00	\$0.00	\$0.00	\$0.00
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	\$33,793.57	\$0.00	\$0.00	\$0.00
GENERAL UNSECURED CLAIMS (from Exhibit 7)	\$149,955.50	\$27,422,611.88	\$27,422,611.88	\$499.00
TOTAL DISBURSEMENTS	\$1,589,749.07	\$29,263,074.35	\$29,083,096.63	\$1,660,983.75

4) This case was originally filed under chapter 7 on 04/08/2019. The case was pending for 15 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 06/18/2020

By: /s/ Eric Bononi
Trustee

STATEMENT This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	\$ AMOUNT RECEIVED
16509 Lincoln Hwy. Breezewood, PA 15533 Tax ID #I.09-B.07-004-0-001 Lot 1. - .53 acres, Fee Simple	1110-000	\$442,577.74
16521 Lincoln Hwy. Breezewood, PA 15533 Tax ID #I.09-B.07-004 Lot 2. - .979 acres, Fee Simple, Valuation Method: Compara	1110-000	\$889,107.09
4178 Quaker Valley Rd. Alum Bank, PA 15521 Tax ID #D.05-B.04-020 Parcel 1.375 acres, Fee Simple	1110-000	\$329,298.92
TOTAL GROSS RECEIPTS		\$1,660,983.75
¹ The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.		

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
	None		

EXHIBIT 3 - SECURED CLAIMS

Claim NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
2	Chestnut Ridge Area Joint Municipal Authority	4800-000	NA	\$2,459.40	\$2,300.92	\$2,300.92
3	Rapid Funding LLC c/o McGrath McCall, P.C.	4110-000	\$1,406,000.00	\$1,794,295.92	\$1,628,869.08	\$1,628,869.08
4	Bedford Tax Claim Bureau	4700-000	NA	\$9,244.48	\$9,364.00	\$9,364.00
	TOTAL SECURED		\$1,406,000.00	\$1,805,999.80	\$1,640,534.00	\$1,640,534.00

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Trustee, Fees - Eric Bononi	2100-000	NA	\$5,000.00	\$5,000.00	\$5,000.00
Attorney for Trustee, Expenses - Eric Bononi	3120-000	NA	\$564.22	\$0.00	\$0.00
Charges, U.S. Bankruptcy Court	2700-000	NA	\$181.00	\$181.00	\$181.00
Costs re Sale of Property - Passport Settlement Services, LLC	2500-000	NA	\$449.75	\$449.75	\$449.75
Other Professional Fees - Offit Kurman, P.A.	3991-000	NA	\$4,545.00	\$4,545.00	\$4,545.00
Other Professional Fees - Dickie McCamey & Chilcote, P.C.	3991-000	NA	\$23,722.70	\$9,775.00	\$9,775.00
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		NA	\$34,462.67	\$19,950.75	\$19,950.75

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
None					

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
N/F	Chestnut Ridge Municipal	5600-000	\$1,500.00	NA	NA	NA
N/F	Dickie, McCamey & Chilcote, P.C. Attn: Samuel R. Grego, Esq.	5600-000	\$23,722.00	NA	NA	NA
N/F	Penelec	5600-000	\$108.70	NA	NA	NA
N/F	West Penn Power	5600-000	\$1,155.87	NA	NA	NA
N/F	Wolff & Orenstein Attn: Jeffrey Orenstein	5600-000	\$7,307.00	NA	NA	NA
TOTAL PRIORITY UNSECURED CLAIMS			\$33,793.57	\$0.00	\$0.00	\$0.00

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
1U	Offit Kurman, P.A.	7100-000	\$86,420.95	\$83,700.95	\$83,700.95	\$1.52
6	Lisa Swope, Chapter 7 Trustee for the Estate of BG c/o Matthew M. Herron	7100-000	NA	\$27,338,910.93	\$27,338,910.93	\$497.48
N/F	Bedford Asset Leasing Company LLC Attn: Attilio S. DeMarco	7100-000	\$26,729.00	NA	NA	NA
N/F	Bedford County, PA Tax Bureau	7100-000	\$3,208.44	NA	NA	NA
N/F	Bedford County, PA Tax Bureau	7100-000	\$10,351.36	NA	NA	NA
N/F	Bedford County, PA Tax Bureau	7100-000	\$8,392.65	NA	NA	NA
N/F	Bedford Holdings LLC Attn: Attilio S. DeMarco	7100-000	\$7,240.40	NA	NA	NA
N/F	Cincinnati Insurance Company	7100-000	\$902.00	NA	NA	NA
N/F	Clark Well Service	7100-000	\$1,149.00	NA	NA	NA
N/F	East Providence Township	7100-000	\$315.51	NA	NA	NA
N/F	Penelec	7100-000	\$239.21	NA	NA	NA
N/F	West Penn Power	7100-000	\$5,006.98	NA	NA	NA
TOTAL GENERAL UNSECURED CLAIMS			\$149,955.50	\$27,422,611.88	\$27,422,611.88	\$499.00

Form 1

Individual Estate Property Record and Report

Exhibit 8

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Asset Cases

Case No.: 19-70321-JAD

Trustee Name: (580760) Eric Bononi

Case Name: 16509 LINCOLN HIGHWAY LLC

Date Filed (f) or Converted (c): 04/08/2019 (f)

§ 341(a) Meeting Date: 10/23/2019

For Period Ending: 06/18/2020

Claims Bar Date: 10/02/2019

1 Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Formally Abandoned OA=\$554(a) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1 Checking Account at First Commonwealth Bank 9503 Lincoln Hwy. Bedford, PA 15522, xxxxxx0768	64.65	0.00		0.00	FA
2 Checking Account at BB&T 5825 Buckeystown Pike Frederick, MD 21704, xxxxxx0612	100.00	0.00		0.00	FA
3 A/R stown.TN 37813. Face amount = Unknown. Doubtful/Uncollectible accounts = \$0.00.	Unknown	Unknown		0.00	FA
4 A/R ett, PA 15537. Face amount = \$33,350.00. Doubtful/Uncollectible accounts = \$0.00.	33,350.00	0.00		0.00	FA
5 A/R rick, MD 21701. Face amount = \$14,756.72. Doubtful/Uncollectible accounts = \$0.00.	14,756.72	0.00		0.00	FA
6 A/R rick, MD 21701. Face amount = \$13,170.00. Doubtful/Uncollectible accounts = \$0.00.	13,170.00	0.00		0.00	FA
7 7 Multiple Product Dispensers (6 gasoline, 1 diesel) 16521 Lincoln Highway Breezewood, PA 15533.	28,000.00	0.00		0.00	FA
8 2 Multiple Product Dispensers (gasoline) 4178 Quaker Valley Road Alum Bank, PA 15521.	8,000.00	0.00		0.00	FA
9 16509 Lincoln Hwy. Breezewood, PA 15533 Tax ID #I.09-B.07-004-0-001 Lot 1. - .53 acres, Fee Simple Order Granted at doc. 128	672,000.00	442,577.74		442,577.74	FA
10 16521 Lincoln Hwy. Breezewood, PA 15533 Tax ID #I.09-B.07-004 Lot 2. - .979 acres, Fee Simple, Valuation Method: Comparable Sale Order Granted at doc. 128	1,350,000.00	889,107.09		889,107.09	FA
11 4178 Quaker Valley Rd. Alum Bank, PA 15521 Tax ID #D.05-B.04-020 Parcel 1.375 acres, Fee Simple Order Granted at doc. 128	500,000.00	329,298.92		329,298.92	FA
11 Assets Totals (Excluding unknown values)	\$2,619,441.37	\$1,660,983.75		\$1,660,983.75	\$0.00

Major Activities Affecting Case Closing:

Initial Projected Date Of Final Report (TFR): 01/31/2020

Current Projected Date Of Final Report (TFR): 02/26/2020 (Actual)

Form 2**Exhibit 9**

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Cash Receipts And Disbursements Record**Case No.:** 19-70321-JAD**Trustee Name:** Eric Bononi (580760)**Case Name:** 16509 LINCOLN HIGHWAY LLC**Bank Name:** Metropolitan Commercial Bank**Taxpayer ID #:** **-*3283**Account #:** *****0699 Checking**For Period Ending:** 06/18/2020**Blanket Bond (per case limit):** \$11,126,585.00**Separate Bond (if applicable):** N/A

1	2	3	4		5	6	7
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance
09/18/19		Rapid Funding LLC	Sale of Commercial Properties. Check dated 9/13/19. Check received 9/17/19		60,983.75		60,983.75
	{9}		Gross Sales amount for this asset \$442,577.74	1110-000			
	{11}		Gross sales amount for this asset \$329,298.92	1110-000			
	{10}		Gross Sales amount for this asset \$889,107.09	1110-000			
		Rapid Funding LLC c/o McGrath McCall, P.C.	Credit bid amount paid towards lien -\$1,600,000.00	4110-000			
11/13/19	101	Passport Settlement Services, LLC	Funds to the Settlement Co. to pay taxes, liens, etc... from the sale of 3 properties. Order granted at doc. 128			40,983.75	20,000.00
			Settlement or Closing Fee to Passport Settlement Services \$375.00	2500-000			
			Deed Charge \$74.75	2500-000			
		Bedford Tax Claim Bureau	Delinquent Taxes 2018 \$2,526.41	4700-000			
		Bedford Tax Claim Bureau	Delinquent 2018 Taxes \$6,837.59	4700-000			
		Chestnut Ridge Area Joint Municipal Authority	Chestnut Ridge Area Joint Municipal Authority Lien \$2,300.92	4800-000			
		Rapid Funding LLC c/o McGrath McCall, P.C.	Settlement Charges to Borrower \$22,968.86	4110-000			
		Rapid Funding LLC c/o McGrath McCall, P.C.	Cash to Borrower \$5,900.22	4110-000			
04/27/20	102	Clerk, US Bankruptcy Court	Distribution payment - Dividend paid at 100.00% of \$181.00; Claim # CLERK; Filed: \$181.00	2700-000		181.00	19,819.00
04/27/20	103	Eric Bononi	Distribution payment - Dividend paid at 100.00% of \$5,000.00; Claim # FEE; Filed: \$5,000.00	2100-000		5,000.00	14,819.00
04/27/20	104	Offit Kurman, P.A.	Distribution payment - Dividend paid at 100.00% of \$4,545.00; Claim # 1-Admin; Filed: \$4,545.00	3991-000		4,545.00	10,274.00
04/27/20	105	Dickie McCamey & Chilcote, P.C.	Distribution payment - Dividend paid at 100.00% of \$9,775.00; Claim # 5; Filed: \$23,722.70	3991-000		9,775.00	499.00
04/27/20	106	Offit Kurman, P.A.	Distribution payment - Dividend paid at 0.00% of \$83,700.95; Claim # 1U; Filed: \$83,700.95	7100-000		1.52	497.48
04/27/20	107	Lisa Swope, Chapter 7 Trustee for the Estate of BG c/o Matthew M. Herron	Distribution payment - Dividend paid at 0.00% of \$27,338,910.93; Claim # 6; Filed: \$27,338,910.93	7100-000		497.48	0.00

Page Subtotals: \$60,983.75 \$60,983.75

Form 2

Exhibit 9

Page: 2

Cash Receipts And Disbursements Record

Case No.: 19-70321-JAD

Trustee Name: Eric Bononi (580760)

Case Name: 16509 LINCOLN HIGHWAY LLC

Bank Name: Metropolitan Commercial Bank

Taxpayer ID #: **-*3283

Account #: *****0699 Checking

For Period Ending: 06/18/2020

Blanket Bond (per case limit): \$11,126,585.00

Separate Bond (if applicable): N/A

1	2	3	4		5	6	7
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance

COLUMN TOTALS

60,983.75

60,983.75

\$0.00

Less: Bank Transfers/CDs

0.00

0.00

Subtotal

60,983.75

60,983.75

Less: Payments to Debtors

0.00

NET Receipts / Disbursements

\$60,983.75

\$60,983.75

Form 2

Exhibit 9
Page: 3

Cash Receipts And Disbursements Record

Case No.: 19-70321-JAD **Trustee Name:** Eric Bononi (580760)
Case Name: 16509 LINCOLN HIGHWAY LLC **Bank Name:** Metropolitan Commercial Bank
Taxpayer ID #: **_***3283 **Account #:** *****0699 Checking
For Period Ending: 06/18/2020 **Blanket Bond (per case limit):** \$11,126,585.00
Separate Bond (if applicable): N/A

Net Receipts:	\$60,983.75
Plus Gross Adjustments:	\$1,600,000.00
Less Payments to Debtor:	\$0.00
Less Other Noncompensable Items:	\$0.00
Net Estate:	\$1,660,983.75

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
*****0699 Checking	\$60,983.75	\$60,983.75	\$0.00
	\$60,983.75	\$60,983.75	\$0.00